

J. MICHAEL CAREY
CITY CLERK

FRANK T. MARTINEZ
EXECUTIVE OFFICER

CITY OF LOS ANGELES

CALIFORNIA



JAMES K. HAHN
MAYOR

OFFICE OF THE
CITY CLERK

ROOM 360, CITY HALL
LOS ANGELES, CA 90012
(213) 978-1020
FAX (213) 978-1027

July 28, 2004

The Honorable Board of Supervisors
County of Los Angeles
Room 383, Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Attn: Veronica Lukens
Executive Officer

Re: **City of Los Angeles Request to Consolidate a Bond Proposition Measure with the November 2, 2004 State General Election**


Honorable Members:

Transmitted herewith for consideration by the Los Angeles County Board of Supervisors are:

- A Special Election Ordinance adopted by the Los Angeles City Council on July 23, 2004, approved by the Mayor, ordering the placement of a Bond Proposition Measure before the voters at the November 2, 2004 State General Election.
- A Resolution adopted by the Los Angeles City Council on July 23, 2004, that requests the Board of Supervisors to authorize the consolidation of this Bond Proposition Measure on to the State General Election to be held on November 2, 2004. In accordance with Section 10403 of the California Elections Code, this Resolution sets forth the exact form of the Bond Proposition Measure, as it will appear on the ballot.

If you have any questions, please contact me directly at (213) 978-1020.

Sincerely,


J. Michael Carey
City Clerk

Enclosures

Cc: Los Angeles County Registrar-Recorder



J. MICHAEL CAREY
City Clerk

FRANK T. MARTINEZ
Executive Officer

When making inquiries
relative to this matter
refer to File No.

CITY OF LOS ANGELES
CALIFORNIA



JAMES K. HAHN
MAYOR

Office of the
CITY CLERK
Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
Council File Information - (213) 978-1043
General Information - (213) 978-1133
Fax: (213) 978-1040

HELEN GINSBURG
Chief, Council and Public Services Division

04-1500

July 26, 2004

PLACE IN FILES

JUL 26 2004

DEPUTY *jm*

Honorable James Hahn, Mayor
All Councilmembers
City Administrative Officer
Chief Legislative Analyst
City Attorney
City Clerk, Executive Office
cc: Elections Division
cc: Helen Ginsburg
Controller, Room 300
Accounting Division, F&A
Disbursement Division
Board of Public Works
Bureau of Sanitation

County of Los Angeles
Registrar-Recorder
P.O. Box 1024
Norwalk, CA 90651-1024

County of Los Angeles
Board of Supervisors
Hall of Administration
500 West Temple Street, Room 383
Los Angeles, CA 90012

RE: CALLING A SPECIAL ELECTION TO BE CONSOLIDATED WITH THE STATE GENERAL
ELECTION ON NOVEMBER 2, 2004, FOR THE PURPOSE OF SUBMITTING A GENERAL
OBLIGATION BOND PROPOSITION FOR STORM WATER BOND PROJECTS TO THE
VOTERS

At the meeting of the Council held July 23, 2004, the following
action was taken:

Ordinance adopted.....	X
Publication dates.....	07/28/04, 07/29/04, 07/30/04, 08/02/04, 08/03/04, 08/04/04 and 08/05/04
Effective date.....	07/28/04
Mayor approved.....	07/24/04
Attached motion (Miscikowski - Parks) adopted.....	X
Attached resolutions adopted.....	X

J. Michael Carey
City Clerk
et

steno\041500a

ORDINANCE NO. 176120

An ordinance calling a Special Election to be held on Tuesday, November 2, 2004, for the purpose of submitting to the qualified voters of the City a proposition to incur bonded indebtedness by the City for certain municipal improvements and consolidating the Special Election with the State General Election to be held on the same date.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. A Special Election is hereby called to be held in the City of Los Angeles on Tuesday, November 2, 2004, for the purpose of submitting to the qualified voters of the City the proposition ordered submitted by the Council of the City of Los Angeles of incurring a bonded indebtedness in the amount set forth below, and for the purposes set forth in the Resolution of Necessity adopted by the Council of the City of Los Angeles on July 20, 2004, by a vote of not less than two-thirds (2/3) of all its members, declaring that the public interest and necessity demand the acquisition and construction by the City of Los Angeles of certain municipal improvements, as set forth in the Resolution of Necessity and in Section 2 below and in the ballot proposition.

Sec. 2. The object and purpose for which the indebtedness is to be incurred is as follows: The acquisition, improvement, construction, and rehabilitation of storm water projects located throughout the City.

Sec. 3. The estimated cost of the municipal improvements described in Section 2 is the sum of Five Hundred Million Dollars (\$500,000,000) and the principal amount of the indebtedness to be incurred is the sum of Five Hundred Million Dollars (\$500,000,000). The maximum rate of interest to be paid on the indebtedness shall be the rate of twelve percent (12%) per annum, or such higher maximum rate as may be permitted by law at the time the bonds are issued. The actual rate or rates of interest on the bonds shall be determined at or prior to the time of the bond sale or sales. The interest shall be payable semi-annually, except that interest for the first year after the date of the bonds may be made payable at the end of that year. The estimated cost of the municipal improvements includes the following: (a) legal or other fees incidental to or connected with the authorization, issuance and sale of the bonds; (b) the costs of printing the bonds and other costs and expenses incidental to or connected with the authorization, issuance and sale of the bonds.

Sec. 4. The proposition shall contain the description of the measure in accordance with Sections 96 and 97 of the Los Angeles City Election Code, Section 10201 of the Elections Code of the State of California, and the resolution of the Council adopted July 20, 2004. The ballot title to be used at the Special Election for the proposition to be submitted to the qualified voters of the City of Los Angeles shall be:

**CLEAN WATER, OCEAN, RIVER, BEACH, BAY
STORM WATER CLEANUP MEASURE -
GENERAL OBLIGATION BONDS.
CITY OF LOS ANGELES PROPOSITION ____.**

To protect public health by cleaning up polluted storm water; keeping pollution, trash, toxic chemicals, dangerous bacteria from rivers, beaches; preserving clean drinking water by protecting groundwater quality; reducing flooding; increasing water conservation; protecting bays, rivers, lakes from storm water contamination; shall the City of Los Angeles incur bonded indebtedness totaling \$500,000,000 for storm water projects, with independent financial audits, citizen oversight?

YES

NO

Sec. 5. The proposition shall be designated on the ballot or ballot pages by the letter or number printed on the left margin of the square containing the description of each proposition in accordance with California Election Code Section 13116. Upon the designation by the proper County of Los Angeles officials of the letter or number to be affixed to the proposition, the same is hereby adopted and shall be the designation for the ballot title.

Sec. 6. To vote on the proposition, the voter shall mark the ballot next to the word "Yes" or the word "No." A "Yes" vote shall be counted in favor of adoption of the proposition; a "No" vote shall be counted against the adoption of the proposition.

Sec. 7. The Special Election now called, shall be and is ordered consolidated with the State General Election to be held in the City of Los Angeles on November 2, 2004.

Sec. 8. The polls for the election shall be opened at 7:00 a.m. on November 2, 2004, and shall remain open continuously until 8:00 p.m. of the same day, when the polls shall be closed, except as provided in California Election Section 14401.

Sec. 9. The election precincts, polling places, and officers of election for the Special Election now called and ordered to be held on November 2, 2004, shall be the same as those provided in the City of Los Angeles for the State General Election and the election shall be held in all respects as if there were only one election. Furthermore, for the precincts, polling places, and officers of election reference is hereby made to the order of the Registrar-Recorder of the County of Los Angeles to be adopted for the State General Election.

Sec. 10. In all other particulars, the Special Election shall be held and conducted as provided by law for the holding of the State General Election in the City of Los Angeles. The Board of Supervisors of the County of Los Angeles shall have the authority to canvass the returns of the Special Election, and the City Council of the City of Los Angeles upon receipt of the certified result of the canvass of the returns shall declare the results thereof.

Sec. 11. This ordinance shall take effect upon its publication as provided in Charter

Section 252.

Sec. 12. The City Clerk shall certify to the passage of this ordinance by the Council of the City of Los Angeles by a vote of not less than two-thirds (2/3) of all of its members, and shall cause this ordinance to be published prior to the time appointed for the holding of the election once a week for two weeks in a newspaper published in the City of Los Angeles less than six days a week or published once a day for at least seven days in a newspaper published at least six days a week in the City of Los Angeles.

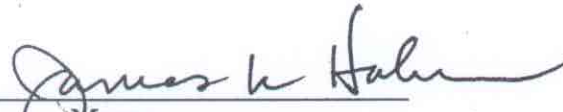
I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, by a vote of not less than two-thirds (2/3) of all of its members, at its meeting of

JUL 23 2004


J. MICHAEL CAREY, City Clerk

By 
Deputy

Approved JUL 24 2004


Mayor

Approved as to form and legality
ROCKARD J. DELGADILLO, City Attorney

By 
Colin W. Chiu

Assistant City Attorney

C.F. No. 04-1500
#230686

RESOLUTION

WHEREAS, the Council of the City of Los Angeles has ordered a Special Election to be held in the City of Los Angeles on November 2, 2004, for the purpose of submitting to the qualified voters of the City a certain General Obligation Bond Proposition, and to consolidate that Special Election with the State General Election to be held on the same date.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That the Council of the City of Los Angeles respectfully requests the Board of Supervisors of the County of Los Angeles to consolidate with the State General Election to be held on November 2, 2004, a Special Election for the purpose of submitting to the qualified voters of the City of Los Angeles the following Proposition:

**CLEAN WATER, OCEAN, RIVER, BEACH, BAY
STORM WATER CLEANUP MEASURE -
GENERAL OBLIGATION BONDS.
CITY OF LOS ANGELES PROPOSITION ____.**

To protect public health by cleaning up polluted storm water; keeping pollution, trash, toxic chemicals, dangerous bacteria from rivers, beaches; preserving clean drinking water by protecting groundwater quality; reducing flooding; increasing water conservation; protecting bays, rivers, lakes from storm water contamination; shall the City of Los Angeles incur bonded indebtedness totaling \$500,000,000 for storm water projects, with independent financial audits, citizen oversight?

Sec. 2. That the City Clerk be instructed to cooperate with the County Registrar-Recorder and to perform or cause to be performed those functions preliminary to the conduct of the Special Election as may be agreed upon with the County Registrar-Recorder.

Sec. 3. That the Board of Supervisors be requested to fix the costs to be paid by the City of Los Angeles for the consolidated election and to issue instructions to the County Registrar-Recorder to take any and all steps necessary on the part of the County of Los Angeles to hold the Special Election.


Sec. 4. That the City Attorney and the City Clerk be directed to take any and all steps necessary on the part of the City of Los Angeles to hold the consolidated Special Election.

Sec. 5. That the Board of Supervisors be hereby authorized to canvass the returns of the Special Election for which consolidation is requested.

Sec. 6. That the City Clerk file a duly certified copy of this resolution forthwith with the Board of Supervisors of the County of Los Angeles and to provide a copy of the resolution to the County Registrar-Recorder.

I hereby certify that the foregoing resolution was adopted by the Council of the City of Los Angeles at its meeting held on JUL 23 2004.

J. MICHAEL CAREY, City Clerk

By 
Deputy



Council File No. 04-1500